

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)

WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION

10/10/01

Assistant Commissioner for Patents
Washington, DC 20231

Atty. Dkt. 2370-81

Date: October 10, 2001

Sir:

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:

USE OF NEURO-DERIVED FETAL CELL LINES FOR TRANSPLANTATION THERAPY

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract

25 pages of specification and claims (including 23 numbered claims), and

10 sheets of accompanying drawing/s.

☐ Record the attached assignment and return to the undersigned.☐ Attached is a Power of Attorney.☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:**Application Number****Country****Day/Month/Year Filed**

, respectively, the entire content of which is hereby incorporated by reference in this application..

☐ Certified copy(ies) of foreign application(s) is/are attached.☐ Certified copy(ies) filed on _____ in prior application no. _____ filed _____☐ Please amend the specification by inserting the following paragraph before the first line: --This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.--☒ Please amend the specification by inserting the following paragraph before the first line: --This application is a ☒ continuation/☐ division/☐ continuation-in-part of Application No. 09/426,126, filed October 25, 1999, abandoned, which is a continuation of Serial No. 08/779,661, filed January 7, 1997, abandoned, which is a continuation of Serial No. 08/459,136, filed June 2, 1995, PAT 5,690,927, which is a continuation of Serial No. 08/046,527, filed April 13, 1993, abandoned, the entire content of which is hereby incorporated by reference in this application.--☐ Petition filed in prior application to extend its life to insure co-pendency.☐ The prior application is assigned to Pro-Virus, Inc.☐ It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.☐ Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:☐ Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☐ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting Inventor(s) named in prior application; ☐ Other:

1. Inventor: Eugene O. MAJOR USA
(first) MI (last) (citizenship)
Residence: (city) _____ (state/country) _____
Mailing Address: _____
(Zip Code) _____

2. Inventor: Carlo S. TORNATORE USA
(first) MI (last) (citizenship)
Residence: (city) _____ (state/country) _____
Mailing Address: _____
(Zip Code) _____

☒ See attached sheet(s) for additional inventor(s) information!!Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8th Floor, Arlington, VA 22201.1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
LCM:lks

NIXON & VANDERHYE P.C.

By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: _____

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Inventor: _____ (first) _____ MI _____ (last) _____ (citizenship)
 Residence: (city) _____ (state/country) _____
 Mailing Address: _____ , _____ , _____
 (Zip Code) _____

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